

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PETERS & MAY GMBH

Plaintiff,

- against -

SOCIETE NATIONALE D'ENTREPRISE,
MR. KHOURY JOSEPH, AND
MR. SIMON ABI SALEH, D/B/A
AND/OR ABSAL

08-CV-02200 (JSR) (MHD)

**MOTION TO ADMIT COUNSEL
PRO HAC VICE**

Defendants.

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for
the Southern and Eastern District of New York, I, LILI F. BENEDA, a member in good standing
of the bar of this Court, hereby moves for an Order allowing the admission *pro hac vice* of

Applicant's Name: Jason Waguespack
Firm Name: Galloway, Johnson, Tompkins, Burr & Smith
Address: One Shell Square, 701 Poydras Street, 40th Floor
City/State/Zip: New Orleans, Louisiana 70139
Phone Number: (504) 525-6802
Fax Number: (504) 525-2456

Jason Waguespack is a member in good standing of the Supreme Court of Louisiana. There are

MAR 19 2008

JUL 950 - 645205

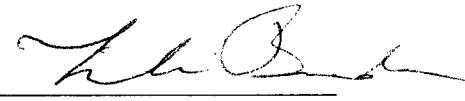
2008 MAR 19 FILED
U.S. DISTRICT COURT
FEB 14 2008
FEDERAL CIRCUIT
FEB 14 2008
FEDERAL CIRCUIT

no pending disciplinary proceedings against Jason Waguespack in any State or Federal Court.

Dated: March 19, 2008
New York, New York

Respectfully submitted,

CONDON & FORSYTH LLP

By: 
Lili F. Beneda (LB 1879)
7 Times Square, 18th Floor
New York, New York 10036
Telephone: (212) 894 -6778
Facsimile: (212) 597-6721

Attorneys for Plaintiff
Peters & May GmbH

cc: (Via Mail, E-mail & Facsimile)

Jason Waguespack, Esq.
Michael J. Nicaud, Esq.
Galloway, Johnson, Tompkins, Burr & Smith
One Shell Square, 701 Poydras Street, 40th Floor
New Orleans, Louisiana 70139
Attorneys for Plaintiff, Peters & May GmbH
Tel: 504-525-6802
Fax: 504-525-2456
E-mail: jwaguespack@gjtbs.com & mnicaud@gjtbs.com

Societe Nationale D'Entreprises
Joseph G. Khoury
International Private Company
P.O. Box 11-8251
Beirut, Lebanon
Tel: 961-01-901100
Fax: 961-01-9022020

ABSAL
Mr. Simon Abi Saleh
Mdawar-Rue Al-Kouz
P.O. Box 175424
Beirut, Lebanon
Tel: 1-443536-446675
Fax: 1-445692-443876
Email: absaltr@hotmail.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x
PETERS & MAY GMBH :
Plaintiff :
: :
: : 08-CV-02200 (JSR) (MHD)
- against - :
: :
: : MOTION TO ADMIT COUNSEL
SOCIETE NATIONALE D'ENTREPRISE, : PRO HAC VICE
MR. KHOURY JOSEPH, AND :
MR. SIMON ABI SALEH, D/B/A :
AND/OR ABSAL :
: :
Defendants.
----- x

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern District of New York, I, LILI F. BENEDA, a member in good standing of the bar of this Court, hereby moves for an Order allowing the admission *pro hac vice* of:

Applicant's Name: Michael J. Nicaud
Firm Name: Galloway, Johnson, Tompkins, Burr & Smith
Address: One Shell Square, 701 Poydras Street, 40th Floor
City/State/Zip: New Orleans, Louisiana 70139
Phone Number: (504) 525-6802
Fax Number: (504) 525-2456

Michael J. Nicaud is a member in good standing of the Supreme Court of Louisiana. There are

no pending disciplinary proceedings against Michael J. Nicaud in any State or Federal Court.

Dated: March 19, 2008
New York, New York

Respectfully submitted,

CONDON & FORSYTH LLP

By: 

Lili F. Beneda (LB 1879)
7 Times Square, 18th Floor
New York, New York 10036
Telephone: (212) 894-6778
Facsimile: (212) 597-6721

Attorneys for Plaintiff
Peters & May GmbH

cc: (Via Mail, E-mail & Facsimile)

Jason Waguespack, Esq.
Michael J. Nicaud, Esq.
Galloway, Johnson, Tompkins, Burr & Smith
One Shell Square, 701 Poydras Street, 40th Floor
New Orleans, Louisiana 70139
Attorneys for Plaintiff, Peters & May GmbH
Tel: 504-525-6802
Fax: 504-525-2456
E-mail: jwaguespack@gjtbs.com & mnicaud@gjtbs.com

Societe Nationale D'Entreprises
Joseph G. Khoury
International Private Company
P.O. Box 11-8251
Beirut, Lebanon
Tel: 961-01-901100
Fax: 961-01-9022020

ABSAL

Mr. Simon Abi Saleh
Mdawar-Rue Al-Kouz
P.O. Box 175424
Beirut, Lebanon
Tel: 1-443536-446675
Fax: 1-445692-443876
Email: absaltr@hotmail.com

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x

PETERS & MAY GMBH	:	
	Plaintiff,	:
	:	
- against -	:	08-CV-02200 (JSR) (MHD)
SOCIETE NATIONALE D'ENTREPRISE,	:	AFFIDAVIT OF LILI F. BENEDA
MR. KHOURY JOSEPH, AND	:	IN SUPPORT OF MOTION TO
MR. SIMON ABI SALEH, D/B/A	:	ADMIT COUNSEL PRO HAC VICE
AND/OR ABSAL	:	
	:	
	Defendants.	

-----x

State of New York	§
	§
County of New York	§

LILI F. BENEDA, being duly sworn, deposes and says as follows:

1. I am an associate with Condon & Forsyth LLP, counsel for Plaintiff Peters & May GmbH (“Peters & May”) in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff Peters & May’s motion to admit Michael J. Nicaud as counsel *pro hac vice* to represent Plaintiff BBC in this matter.
2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in 2005. I am also admitted to the bar of the United States District of New York, and am in good standing with this Court.
3. I have known Michael J. Nicaud since approximately 2001.
4. Mr. Nicaud is an associate at Galloway, Johnson, Tompkins, Burr & Smith.
5. I have found Mr. Nicaud to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure.
6. Attached hereto as Exhibit A is a Certificate from the Louisiana Supreme Court which has been issued within thirty days of this motion, and which states that Michael J. Nicaud is a member in good standing of the Louisiana State Bar.

7. Accordingly, I am pleased to move the admission of Michael J. Nicaud, *pro hac vice*.
8. I respectfully submit a proposed order granting the admission of Michael J. Nicaud, *pro hac vice*, which is attached hereto as Exhibit B.

WHEREFORE, it is respectfully requested that the motion to admit Michael J. Nicaud, *proc hac vice*, to represent Peters & May in the above captioned matter, be granted.



Lili F. Beneda

Subscribed and sworn to before me
this 19th day of March, 2008.



Notary Public

BEATRIZ ROMERO
Notary Public, State of New York
No. 01RO6176808
Qualified in Orange County
Commission Expires November 5, 20 11

United States of America

State of Louisiana

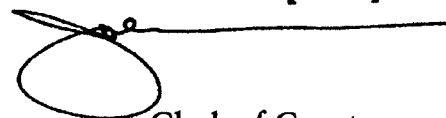
Supreme Court of the State of Louisiana

I, JOHN TARTLTON OLIVIER, Clerk of the Supreme Court of the State of Louisiana, do hereby certify that

MICHAEL J. NICAUD, JR., ESQ., #29365

was duly admitted and licensed to practice as an attorney and counselor at law in this Court and the several courts of the State of Louisiana, on the 15th Day of October, 2004 A.D.; and is currently in good standing, and sufficiently qualified to perform the duties of an attorney and counselor at law.

IN WITNESS WHEREOF, I hereunto sign
my name and affix the seal of this Court,
at the City of New Orleans, this the 14th
Day of March, 2008, A.D.



Clerk of Court
Supreme Court of Louisiana

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----x
PETERS & MAY GMBH

Plaintiff, :

- against -

SOCIETE NATIONALE D'ENTREPRISE,
MR. KHOURY JOSEPH, AND
MR. SIMON ABI SALEH, D/B/A
AND/OR ABSAL

08-CV-02200 (JSR) (MHD)

**ORDER FOR ADMISSION PRO
HAC VICE ON WRITTEN
MOTION**Defendants.
-----x

Upon the motion of LILI F. BENEDA, attorney for Plaintiff Peter's & May GmbH (“Peters & May”), and said sponsor attorney's affidavit in support:

IT IS HEREBY ORDERED that

Applicant's Name:	Michael J. Nicaud
Firm Name:	Galloway, Johnson, Tompkins, Burr & Smith
Address:	One Shell Square, 701 Poydras Street, 40 th Floor
City/State/Zip:	New Orleans, Louisiana 70139
Phone Number:	(504) 525-6802
Fax Number:	(504) 525-2456

is admitted to practice *pro hac vice* as counsel for Plaintiff Peters & May in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel has

forwarded the *pro hac vice* fee to the Clerk of the Court.

Dated: March ____, 2008
New York, New York

Hon. Jed S. Rakoff
United States District Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
 PETERS & MAY GMBH :
 Plaintiff, :
 :
 :
 - against - :
 :
 SOCIETE NATIONALE D'ENTREPRISE, :
 MR. KHOURY JOSEPH, AND :
 MR. SIMON ABI SALEH, D/B/A :
 AND/OR ABSAL :
 :
 Defendants.
 -----x

State of New York §
 §
 County of New York §

LILI F. BENEDA, being duly sworn, deposes and says as follows:

1. I am an associate with Condon & Forsyth LLP, counsel for Plaintiff Peters & May GmbH (“Peters & May”) in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff Peters & May’s motion to admit Jason Waguespack as counsel *pro hac vice* to represent Plaintiff Peters & May in this matter.
2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in 2005. I am also admitted to the bar of the United States District of New York, and am in good standing with this Court.
3. Mr. Waguespack is a partner at Galloway, Johnson, Tompkins, Burr & Smith.
4. I have found Mr. Waguespack to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Procedure.
5. Attached hereto as Exhibit A is a Certificate from the Louisiana Supreme Court which has been issued within thirty days of this motion, and which states that Jason Waguespack is a member in good standing of the Louisiana State Bar.
6. Accordingly, I am pleased to move the admission of Jason Waguespack, *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of Jason Waguespack, *pro hac vice*, which is attached hereto as Exhibit B.

WHEREFORE, it is respectfully requested that the motion to admit Jason Waguespack, *proc hac vice*, to represent Peters & May in the above captioned matter, be granted.



Lili F. Beneda

Subscribed and sworn to before me
this 19th day of March, 2008.



Beatriz Romero
Notary Public

BEATRIZ ROMERO
Notary Public, State of New York
No. 01RO6176808
Qualified in Orange County
Commission Expires November 5, 20 11

United States of America

State of Louisiana

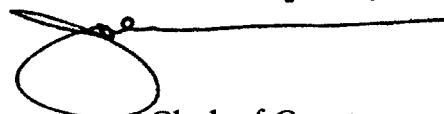
Supreme Court of the State of Louisiana

I, JOHN TARLTON OLIVIER, Clerk of the Supreme Court of the State of Louisiana, do hereby certify that

JASON PAUL WAGUESPACK, ESQ., #21123

was duly admitted and licensed to practice as an attorney and counselor at law in this Court and the several courts of the State of Louisiana, on the 11th Day of October, 1991 A.D.; and is currently in good standing, and sufficiently qualified to perform the duties of an attorney and counselor at law.

IN WITNESS WHEREOF, I hereunto sign my name and affix the seal of this Court, at the City of New Orleans, this the 14th Day of March, 2008, A.D.



Clerk of Court
Supreme Court of Louisiana

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

PETERS & MAY GMBH	:
	Plaintiff,
	:
	08-CV-02200 (JSR) (MHD)
- against -	:
SOCIETE NATIONALE D'ENTREPRISE, MR. KHOURY JOSEPH, AND MR. SIMON ABI SALEH, D/B/A AND/OR ABSAL	:
	ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION
	:
	Defendants.

-----X

Upon the motion of LILI F. BENEDA, attorney for Plaintiff Peters & May GmbH (“Peters & May”), and said sponsor attorney’s affidavit in support:

IT IS HEREBY ORDERED that

Applicant’s Name:	Jason Waguespack
Firm Name:	Galloway, Johnson, Tompkins, Burr & Smith
Address:	One Shell Square, 701 Poydras Street, 40 th Floor
City/State/Zip:	New Orleans, Louisiana 70139
Phone Number:	(504) 525-6802
Fax Number:	(504) 525-2456

is admitted to practice *pro hac vice* as counsel for Plaintiff Peter & May in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel has forwarded the *pro hac vice* fee to the Clerk of the Court.

Dated: March ___, 2008
New York, New York

Hon. Jed S. Rakoff
United States District Judge

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:)

Robin L. Todd, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in Yonkers, New York, and that on the 19th day of March 2008, deponent served the within **MOTION FOR ADMISSION *PRO HAC VICE* FOR JASON WAGUESPACK, MOTION FOR ADMISSION *PRO HAC VICE* FOR MICHAEL J. NICAUD, AFFIDAVIT FROM LILI F. BENEDA IN SUPPORT OF THE MOTION FOR ADMISSION *PRO HAC VICE* FOR JASON WAGUESPACK WITH SUPPORTING CERTIFICATE OF GOOD STANDING FROM THE LOUISIANA SUPREME COURT, AFFIDAVIT FROM LILI F. BENEDA IN SUPPORT OF THE MOTION FOR ADMISSION *PRO HAC VICE* FOR MICHAEL J. NICAUD WITH SUPPORTING CERTIFICATE OF GOOD STANDING FROM THE LOUISIANA SUPREME COURT, PROPOSED ORDERS FOR ADMISSION *PRO HAC VICE* FOR JASON WAGUESPACK AND MICHAEL J. NICAUD** upon:

Jason Waguespack, Esq.
Michael J. Nicaud, Esq.
Galloway, Johnson, Tompkins, Burr & Smith
One Shell Square, 701 Poydras Street, 40th Floor
New Orleans, Louisiana 70139
Attorneys for Plaintiff, Peters & May GmbH
Tel: 504-525-6802
Fax: 504-525-2456
E-mail: jwaguespack@gtb.com & mnicaud@gtb.com

Societe Nationale D'Entreprises
Joseph G. Khoury
International Private Company
P.O. Box 11-8251
Beirut, Lebanon
Tel: 961-01-901100
Fax: 961-01-9022020

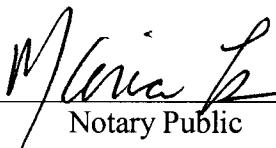
ABSAL
Mr. Simon Abi Saleh
Mdawar-Rue Al-Kouz
P.O. Box 175424
Beirut, Lebanon
Tel: 1-443536-446675
Fax: 1-445692-443876
Email: absaltr@hotmail.com

by mailing a copy of the papers to the attorneys by depositing a true copy thereof enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.



Robin L. Todd

Sworn to before me this
19 day of March 2008



Maria L.
Notary Public

MARIA PAGAN
Notary Public, State of New York
No. 01PA4670337
Qualified in Queens County
Commission Expires 10/31/2010